



PATENT  
Customer No. 22,852  
Attorney Docket No. 1197-0226

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Shinji Aki et al. ) Group Art Unit: Not Yet  
) Assigned  
Application No.: 09/869,264 )  
) Examiner: Not Yet Assigned  
Filed: June 27, 2001 )  
)  
For: Process for Producing Carbostyryl Derivatives )

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**SECOND SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the document listed on the attached PTO 1449. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

A copy of the listed document is attached. Applicants respectfully request that the Examiner consider the listed document and indicate that it was considered by making appropriate notation on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claim in the application and applicant determines that the cited document

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does not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 10, 2002

By: 

Mark D. Sweet  
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